



U.S. ELECTION ASSISTANCE COMMISSION

Voting System Testing and Certification Program

1201 New York Avenue, NW, Suite 300

Washington, DC. 20005

August 30, 2012

Steve Pearson, Vice President, Certification
Election Systems & Software
11208 John Galt Blvd.
Omaha, NE 68137

Sent via e-mail

Re: ES&S Unity 3.2.0.0 Withdrawal from Certification

Dear Mr. Pearson,

This correspondence is to inform you of the status of the EAC Formal Investigation, Notice of Non-Compliance and Intent to Decertify proceedings given the August 3, 2012 ES&S action withdrawing the Unity 3.2.0.0 voting system from certified status.

Because the Unity 3.2.0.0 system is no longer considered certified by the EAC given its withdrawal and given the fact that jurisdictions using that system have already been, or soon will be upgraded to the recently EAC certified Unity 3.2.0.0 Rev. 3 system, any EAC decision on its certification status stemming from the Formal Investigation is moot at this time. Please note that the two other findings and recommendations noted in the Formal Investigation Report are still open and under review. These recommendations are:

1. That an Informal Inquiry be opened on the Unity 3.2.1.0 system to capture additional information regarding the anomalies discovered in the initial cure for Unity 3.2.0.0.
2. That a Manufacturer Site Audit be conducted by the EAC to evaluate the developmental testing and quality assurance practices of ES&S. The EAC has concerns about the Quality Assurance practices of the manufacturer based on the recurrence of certain anomalies and the fact that fixes provided for certain anomalies created additional issues with the DS200.

The EAC is currently working on the Informal Investigation of Unity 3.2.1.0 and will be contacting ES&S in the near future to schedule the Quality Assurance audit.

If you have any questions or need further information, please do not hesitate to contact me at any time

Sincerely,

A handwritten signature in black ink that reads "Brian J. Hancock". The signature is fluid and cursive.

Brian J Hancock
Director, Testing and Certification Division